

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ALABAMA  
SOUTHERN DIVISION**

<b>JOHN T. SHIPP,</b>	)	
	)	
<b>Plaintiff,</b>	)	
	)	
<b>v.</b>	)	<b>CIVIL ACTION 10-0064-WS-M</b>
	)	
<b>ESM ENTERPRISES, INC., etc., et al.,</b>	)	
	)	
<b>Defendants.</b>	)	

**ORDER**

In accordance with the notice of dismissal filed by the plaintiff, (Doc. 8), and pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(i), this action is **dismissed without prejudice**.

DONE and ORDERED this 18<sup>th</sup> day of March, 2010.

s/ WILLIAM H. STEELE  
UNITED STATES DISTRICT JUDGE